

page 1 of 2

Declaration For Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled A FLEXIBLE ANNULAR STAPLER FOR CLOSED SURGERY OF HOLLOW ORGANS, the specification of which

(check one) ☒ is attached hereto.

☐ was filed on _____ as Application Serial No. _____ and was amended on _____. I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

PCT/IB97/00887

(number)

(Country)

17-Jul-97

(Day, Month, Year Filed)

Priority Claimed

☒ Yes ☐ No☐ Yes ☐ No☐ Yes ☐ No

(number)

(Country)

(Day, Month, Year Filed)

(number)

(Country)

(Day, Month, Year Filed)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

08/687,315

(Application Serial No.)

25-Jul-96

(Filing Date)

patented

Status

(patented, pending, abandoned)

09/846,362

(Application Serial No.)

2-May-2001

(Filing Date)

pending

Status

(patented, pending, abandoned)

Haviv Toledano (Applicant/Inventor)

Address all Correspondence to:

TOLEDANO Haviv
C/O METZMAN David
693 Downing Street
Teaneck - NJ 07666
USA

page 2 of 2

Continuation of Declaration For Patent Application

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of the application of any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR HAVIV TOLEDANO	INVENTOR'S SIGNATURE <i>[Signature]</i>	DATE 10 November 2001
RESIDENCE 69 KEREN HAYESSOD ST., 27053 KIRYAT BIALIK-ISRAEL	CITIZENSHIP ISRAELI	
POST OFFICE ADDRESS 69 KEREN HAYESSOD ST., 27053 KIRYAT BIALIK-ISRAEL		

FULL NAME OF SECOND INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP ISRAELI	
POST OFFICE ADDRESS		

FULL NAME OF THIRD INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP ISRAELI	
POST OFFICE ADDRESS		

FULL NAME OF FOURTH INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP ISRAELI	
POST OFFICE ADDRESS		

FULL NAME OF FIFTH INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP ISRAELI	
POST OFFICE ADDRESS		

FULL NAME OF SIXTH INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP ISRAELI	
POST OFFICE ADDRESS		

10/009138

JC19 Rec'd PCT/PTO 26 NOV 2001

INDEPENDENT INVENTOR - NEW APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In RE Application of: HAVIV TOLEDANO

Filed Concurrently Herewith

For: A FLEXIBLE ANNULAR STAPLER FOR CLOSED SURGERY OF HOLLOW ORGANS

VERIFIED STATEMENT UNDER 37 CFR 1.27
CLAIMING STATUS AS A SMALL ENTITY

To The Commissioner of Patents and Trademarks:

As a below named Inventor, I hereby declare that:

I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under 35 USC § 41(a) and § 41(b) to the Patent and Trademark Office with regard to the above-entitled invention described in the specification filed herewith.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any party who could not qualify as a small entity under 37 CFR 1.9(f), namely any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each party, if any, who could qualify as a small entity under 37 CFR 1.9(f) and to whom I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license, any rights in the invention is listed below:

F. Name (Party 1): /

Address: /

Status: ☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Full Name (Party 2): /

Address: /

Status: ☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty under 37 CFR 1.28(b) to file, in this application, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the issue fee due after the date on which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application and any patent issuing thereon.

HAVIV TOLEDANO
Name of Inventor 1

Name of Inventor 2

Name of Inventor 3

Signature of Inventor

Signature of Inventor

Signature of Inventor

Date: 10 November 2001